

**Special Meeting Minutes**  
**Thursday, September 17, 2009**  
**Meeting Scheduled Start Time: 10:00 AM**

**BOARD OF SUPERVISORS**  
**Maricopa County, Arizona**  
(and the Boards of Directors of the Flood Control  
District, Library District, Stadium District, Improvement  
Districts, and/or Board of Deposit)



"The mission of Maricopa County is to provide regional leadership and fiscally responsible, necessary public services to its residents so they can enjoy living in healthy and safe communities."

**Board Members**

Max Wilson, District 4, Chairman  
Fulton Brock, District 1  
Don Stapley, District 2  
Andrew Kunasek, District 3  
Mary Rose Wilcox, District 5

**County Manager**

David Smith

**Clerk of the Board**

Fran McCarroll

**Meeting Location**

CSA Boardrooms A & B  
1905 W. Washington Street  
Phoenix, Arizona 85009

## **BOARD OF SUPERVISORS**

The Board of Supervisors of Maricopa County, Phoenix, Arizona, convened in Special Session concurrently with the County Supervisors Association (CSA) at 10:00 AM on Thursday, September 17, 2009, in the CSA Boardroom A & B, 1905 W. Washington, Phoenix, Arizona, with the following members present: Max Wilson, Chairman, District 4; Fulton Brock, District 1 (entered late); Andrew Kunasek, District 3 (entered late); Mary Rose Wilcox, District 5. Absent: Don Stapley, Vice Chairman, District 2. Also present: Fran McCarroll, Clerk of the Board; David Smith, County Manager; and Legal Counsel.

CSA President Sharon Bronson called the County Supervisors Association Board of Directors and Legislative Policy Committee meeting to order at 10:09 a.m.

Penny Adams acknowledged a quorum was present. Supervisor Manny Ruiz moved to approve the minutes of the May 17, 2009 and the July 17, 2009 Board of Directors and Legislative Policy Committee meetings and the June 5, 2009 Legislative Policy Committee meeting. Supervisor David Snider seconded the motion and the motion passed.

### **SECURE RURAL SCHOOLS ACT / REAUTHORIZATION PLANS**

President Bronson welcomed Paul Pearce from the National Forest Counties & Schools Coalition (NFCSC). Mr. Pearce noted that he is a Washington County Commissioner, serves on the NACo Public Lands Steering Committee, and formerly lived in Yuma. He discussed the Secure Rural Schools Act (SRS) and reauthorization plans. The Secure Rural Schools Act comprises 50 percent of his budget and 50 percent of the schools' budget.

Mr. Pearce explained that between 1891-1905 many western lands were placed into forest reserves for conservation. Between 1986-2000 there was a decline in forest production. The Secure Rural Schools Act was passed in 2000 that created a fund to offset lost revenues; it created Titles I, II, and III. It sunsetted in 2006 and was not reauthorized until 2007, but only for one year. In 2008, a four-year declining payment reauthorization was issued (held eight states harmless from funding losses, Arizona included). Full funding of PILT for five years was also issued.

Mr. Pearce announced they plan to ask for a 10-year reauthorization, plus ask for an expansion authority of RACs and Title III. He noted there is no cost to join the NFCSC. The website is [www.forestco.net](http://www.forestco.net). Mr. Pearce offered to work with counties on a grassroots campaign with Congress. He asked for counties' support for members to travel to Washington to advocate for the Secure Rural Schools Reauthorization Act in 2010. In response to Supervisor Mark Herrington's question on whether they planned to continue to push for PILT, Mr. Pearce said the NFCSC supports NACo on PILT and NACo supports the NFCSC on SRS.

**~ Supervisor Brock entered the meeting ~**

President Bronson recognized Beth Lewallen, policy advisor for the Senate.

Supervisor Matt Ryan complimented NFCSC for their efforts in consistently advocating for both PILT and SRS. Mr. Pearce can be reached at [pearce@co.skamania.wa.us](mailto:pearce@co.skamania.wa.us) or by cell at 360-607-7388.

**LEGISLATIVE POLICY COMMITTEE DISCUSSION**

FY10 State Budget Update. Craig Sullivan said that CSA's end of session report was previously distributed. In the budget recap, Craig stated that the original plan sent by the legislature to the Governor included a \$44 million shift to the counties. After the Governor signed and vetoed portions, the county's impact was reduced by \$22 million (by a cut to the county assistance fund and Maricopa and Pima counties transfers – these will return). Changes to class 1 property on the secondary for future voter-approved overrides and bond elections were vetoed. JLBC compiled a list of the impacts of the Governor's vetoes which scored an increase in spending in FY10 by \$464 million. The FY10 budget will need to be readdressed.

Since the permanent repeal has been vetoed and counties have had to issue property tax notices, it will need to be determined if counties have to redo the notices, will the county incur the cost or will the state take ownership of the cost. Craig noted that with Prop. 13 movement, the legislature may redouble its efforts on property tax reforms which would cost other people money. Craig remarked that in the FY09 budget the legislature protected the Prop. 204 hold harmless for those six counties who received it, then AHCCCS swept the money, and it won't be restored. However, the money is protected in the FY10 budget. The six counties affected need to work on a legislative strategy so it doesn't become a casualty.

**~ Supervisor Kunasek entered the meeting ~**

CSA PreSummit Briefing. President Bronson stated registration for the Legislative Summit is low at this point and encouraged attendance at the Summit. She noted that although the upcoming legislative session would be difficult, counties can make a difference.

Todd Madeksza stated that this is the fall meeting that kicks off the organization's policy development for the upcoming year. He recapped the Summit program, the consensus process and the voting process at the Summit. The policy process will be facilitated by President Bronson. President Bronson suggested CSA work through the County Managers Association to determine a potential consent agenda and to circulate it to board members for consideration and approval at the Summit. All proposals will be distributed to counties by e-mail prior to the Summit. Todd briefly reviewed the proposals to be discussed at the Summit. Four bills will return from last legislative session and 21 county proposals were received. Stakeholder issues will

also be discussed. He noted that bills that save counties money without being a detriment to the public or safety will move easily through the process.

Supervisor Fulton Brock expressed concern on the records request issue. Supervisor Jim Palmer proposed legislation be included in the Summit process that would grant a five-year extension on new comprehensive plans that counties/cities are facing. President Bronson directed CSA to add that proposal to the legislative agenda.

Supervisor Lenore Stuart said Yuma County is looking forward to hosting this year's Summit at the Pivot Point Conference Center. It is in the historic part of town with casinos nearby. Former Yuma County Supervisor Bob McLendon will be the guest speaker for the Tuesday night dinner, and a welcoming reception will be held prior. At the Wednesday luncheon, Governor Brewer will be the guest speaker. The Yuma County-hosted Wednesday night dinner will be held on Prison Hill at the Yuma Territorial State Historic Park. Supervisor Stuart noted that her great, great grandfather helped bring the prison to Yuma. Yuma County is offering several great items up for a raffle to be conducted Tuesday evening. She reiterated to register with Penny in order to qualify for the raffle since you must be present to win. President Bronson noted that the raffle activities will be held on Wednesday morning prior to the start of the Summit program. Each raffle activity will be available to three supervisors. She then reviewed the potential sponsors and asked for anyone to contact Penny, Craig or her if they have contacts with any potential sponsors.

#### **NACo REPORT**

Reports on NACo Annual Conference. Supervisor Tom White reported that the NACo Annual Conference was very productive. It was well represented by the Arizona delegation. NACo President (and Maricopa County Supervisor) Don Stapley did an outstanding job. Supervisor White welcomed Supervisor David Tenney back from being out ill and told him he was missed at the conference. He noted some changes arose from the conference: he lost his board of directors' seat and Supervisor Liz Archuleta lost her chairmanship of the Public Lands Steering Committee, a NACo bylaws change occurred that expanded the executive committee by four, each NACo caucus will nominate a representative to the executive committee for a two-year term, and a new WIR president was selected. He encouraged more participation in WIR. Supervisor White offered to get the new Public Lands chairman e-mail to counties.

Penny Adams requested those who are interested in serving on a NACo steering committee to contact her. Supervisor Mary Rose Wilcox stated she was recently appointed by NACo President Valerie Brown as the vice chairman of the Human Services and Education Steering Committee. She will be acting chairman for a few months while the chairman is out. She requested issues be forwarded to her prior to an October meeting. Supervisor Stuart provided her perspective on the NACo conference, specifically dealing with the health disparities issue.

Craig said that Supervisor Stapley ran a great campaign nationwide for NACo leadership. During his tenure in the leadership chain, it created a great opportunity for Arizonans. He noted that with the NACo bylaws change, each region will now select an executive committee member for NACo rather than having to run a nationwide campaign. He stated that Arizona is in the region that replicates WIR (that covers the western states). He reiterated the importance of being/staying involved in WIR because it has become the conduit for our leadership to become part of the NACo executive committee. Supervisor Bronson suggested addressing as a policy issue at the Summit what CSA would like for Supervisor Herrington, as Arizona's WIR representative, to submit to WIR to expand beyond public lands. Supervisor Wilcox

also suggested addressing at the Summit a strategy to ask NACo to look at the inner workings of the region in WIR, since the WIR representative is on the NACo board. She's looking to make sure other issues are being addressed beyond public lands.

Supervisor Lena Fowler mentioned that a resolution was introduced at NACo requesting a liaison for Native American issues to be assigned by the Department of Bureau of Indian Affairs with a requirement that the liaison be knowledgeable on federal Indian law and federal government history. She said the resolution passed and wondered what process now needs to occur to set that up. CSA will follow-up on that resolution. Supervisor Brock apologized for missing the SRS presentation today, but wanted to note that the Maricopa County Superintendent of Schools is worried about the funding. He suggested looking to a prospective congressional legislator who might be expanding their territories into a smaller county to provide information.

#### **CSA EXECUTIVE COMMITTEE REPORT**

President Bronson reported that most issues have already been covered. CSA will be looking at updating its telecommunications system on videoconferencing, webinar services and the telephone system. She reiterated that attendance at the Summit is important. She stated that the counties' presence and participation with CSA is critical this year in facing the challenges with the state. She said it is important to hear county supervisors' voices and for the legislature to hear those voices. She noted that it is an election year for legislators.

#### **NOMINATION PROCESS TO CSA BOARD OF DIRECTORS OFFICERS FOR 2010 FOR THE ELECTION AT THE OCTOBER CSA BOARD OF DIRECTORS ANNUAL MEETING AT THE LEGISLATIVE SUMMIT**

Penny Adams said the election process is outlined in the CSA bylaws. The Small County Caucus will be providing a nomination for the third vice president position. The nominations and election will occur at the CSA board meeting at the Legislative Summit on October 29.

#### **COUNTY CAUCUS REPORTS**

Supervisor Drew John reported that Graham County hosted the Small County Caucus last night. Senator Allen and Representatives Brown and Konopnicki attended. County issues/problems were discussed. He noted there are two candidates for the CSA third vice president position.

Supervisor David Snider reported that the Medium County Caucus reviewed the legislative proposals and upcoming issues. They determined that the worst issue is Senator Pierce's bill restricting board authority. The consensus of the caucus was that the fewer bills counties submit, the better; counties should focus on budget issues.

#### **BENJAMIN H. GRUMBLES, ADEQ**

President Bronson introduced Ben Grumbles, who was appointed in June by Governor Brewer as director of the Arizona Department of Environmental Quality (ADEQ). She also introduced Ginny Dickey, the assistant director of legislative affairs for ADEQ.

Mr. Grumbles stated that ADEQ will focus on policy areas of water such as conservation, reuse and recycling water. He said Herb Guenther, Kris Mayes and he will put together a blue ribbon panel for short-term and long-term recommendations to increase conservation and reuse and overall sustainability of water. The panel will look at water recycling, gray water and wastewater. He noted that only 4 percent of

the water supply is from reclaimed or recycled water. He also noted that clean energy, climate and growth are key issues for Arizona, and Governor Brewer agrees. He stated that collaboration and policy-making are a must. Ms. Dickey said that she and Jim Buster are available at any time. Mr. Grumbles can be reached at grumbles.benjamin@azdeq.gov.

President Bronson asked Mr. Grumbles to expand on the sustainability issue. Supervisor Bryan Martyn asked about nuclear issues, if water sources beyond Arizona will be a focus, and what the county can do to assist ADEQ. Mr. Grumbles responded that nuclear is a critical part of the solution. He said that the Palo Verde Nuclear Plant is using reclaimed wastewater for cooling water. He noted that augmentation and desalination of water is important. He added that counties engaging communities is important.

In response to Supervisor Fowler's interest in recycling in the City of Page. Mr. Grumbles responded that is an area they are gathering more information on. They are looking at wastewater recycling, gray water recycling, infrastructure needs for recycling, and incentives for recycling. Supervisor Brock stated he is very concerned with the EPA, Maricopa County and the State of Arizona's air quality requirements. He has a concern over HURF funds/federal funds being cut for areas of non-containment. Supervisor Buster Johnson added that Maricopa County and large areas are being slammed for dust control; rural areas won't be far behind and suggested counties be given authority for a gas tax.

**~ Supervisors Wilson and Wilcox left the meeting ~**

**OTHER BUSINESS AND ADJOURNMENT**

There being no further business, the CSA board meeting was adjourned at 12:10 p.m.

**MEETING ADJOURNED**

There being no further business to come before the Board, the Board of Supervisors was adjourned.

ATTEST:

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Max W. Wilson, Chairman of the Board

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Fran McCarroll, Clerk of the Board